IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY EIGHTH DAY OF NOVEMBER
TWO THOUSAND AND SEVEN

PRESENT

THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No.26052 OF 2001

Between:

K.Chandru

.... PETITIONER

AND

The State of Andhra Pradesh, represented
by its Secretary, Home Department,
A.P. Secretariat, Hyderabad, and others.

....RESPONDENTS

THE HON'BLE SRI JUSTICE
C.Y.SOMAYAJULU

WRIT PETITION No.26052 OF 2001

O R D E R

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Questioning the action of the respondents in not returning his weapon to him, petitioner filed this petition.

No representation on behalf of the petitioner when the case is taking up for hearing. Heard the learned Government Pleader.

In the counter-affidavit filed by him on behalf of all the respondent, third respondent stated that inasmuch the petitioner did not renew his licence after 1998 and as no application for renewal also was made to any authority subsequent to 1998, petitioner does not have a valid licence to hold a weapon and so the weapon cannot be returned to him. Petitioner did not file a reply affidavit disputing the said fact, so it has to be presumed that petitioner does not have a licence to hold a weapon (fire arm).

Since a person cannot hold a weapon (fire arm) without possessing a valid licence and since the petitioner did not renew the licence to possess a fire-arm subsequent to the year 1998, I find no ground to grant the relief sought in the writ petition.

Hence, the writ petition is dismissed. No costs.

JUSTICE C.Y.SOMAYAJULU

28th NOVEMBER, 2007

PGS

THE HONOURABLE SRI JUSTICE
C.Y.SOMAYAJULU

WRIT PETITION No.26052 OF 2001

28TH NOVEMBER, 2007